

**Feb 28, 2018**

SEAN F. MCAVOY, CLERK

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON**

ROBERT HYDE,

Plaintiff,

vs.

COMMISSIONER OF SOCIAL

SECURITY,

Defendant.

No. 1:17-cv-03216-MKD

ORDER GRANTING STIPULATED  
MOTION FOR REMAND  
PURSUANT TO SENTENCE SIX OF  
42 U.S.C. § 405 (g)

ECF No. 10

Pursuant to the parties' Consent to Proceed Before a Magistrate Judge, ECF  
No. 3, and upon consideration of the Stipulated Motion for Remand, ECF No. 10,

**IT IS HEREBY ORDERED:**

1. The parties' Stipulated Motion for Remand Pursuant to Sentence Six of 42  
U.S.C. § 405(g), **ECF No 10**, is **GRANTED**.

2. This matter is **REMANDED** pursuant to sentence six of 42 U.S.C. §  
405(g) for consideration of additional evidence and a new hearing as stated in this  
Order and the Stipulation.

1           3. On remand, the Appeals Council will direct an Administrative Law Judge  
2 (ALJ) to consider the additional evidence, namely a medical report of Elizabeth  
3 Grose, ARNP, of the Yakima VA Clinic; and to provide Plaintiff with an  
4 opportunity to submit additional evidence and for a hearing before the ALJ.

5           4. This Court will maintain jurisdiction over the case as requested by the  
6 parties. If a fully favorable decision is not issued by the Agency after the remand  
7 under sentence six of 42 U.S.C. § 405(g), Plaintiff may seek judicial review by  
8 reinstating this case rather than by filing a new Complaint.

9           5. The Commissioner is directed to return to this Court following completion  
10 of the administrative proceedings on remand so that the Court may complete any  
11 necessary proceedings and enter a final judgment or dismissal.

12           6. The parties are directed to file Joint Status Reports commencing May 28,  
13 2018, and continuing every 90 days thereafter.

14           DATED this February 28, 2018.

15                               s/Mary K. Dimke  
16                               MARY K. DIMKE  
17                               UNITED STATES MAGISTRATE JUDGE  
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